

FIFTEENTH DAY

(Wednesday, February 5, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Gilmer
Allen	Goodman
Allison	Halsey
Alsup	Hanna
Anderson	Hardeman
Avant	Hargis
Bailey	Harris of Dallas
Baker	Harris of Hill
Bean	Hartzog
Bell	Heflin
Benton	Helpinstill
Blankenship	Henderson
Boone	Hileman
Brawner	Hobbs
Bray	Howard
Bridgers	Howington
Brown	Hoyo
Bruhl	Huddleston
Bullock	Huffman
Bundy	Hughes
Burkett	Humphrey
Burnaman	Hutchinson
Carlton	Isaacks
Carrington	Jones
Cato	Kelly
Chambers	Kennedy
Clark	Kersey
Cleveland	Kinard
Coker	King
Colson, Mrs.	Klingeman
Connelly	Knight
Craig	Lansberry
Crossley	Lehman
Crothwait	Leyendecker
Davis	Little
Deen	Lock
Dickson of Bexar	Love
Dickson of Nolan	Lowry
Donald	Lucas
Dove	Lyle
Duckett	McAlister
Dwyer	McCann
Ellis	McDonald
Eubank	McGlasson
Evans	McLellan
Favors	McMurry
Ferguson	McNamara
Files	Manford
Fitzgerald	Manning
Fuchs	Markle
Gandy	Martin
Garland	

Matthews	Senterfitt
Mills	Sharpe
Montgomery	Shell
Moore	Simpson
Morgan	Skiles
Morris	Smith of Bastrop
Morse	Smith of Atascosa
Murray	Spacek
Nicholson	Spangler
Pace	Stanford
Parker	Stinson
Pevehouse	Stubbs
Phillips	Taylor
Price	Thornton
Rampy	Turner
Reed of Bowie	Vale
Reed of Dallas	Voigt
Ridgeway	Walters
Roark	Wattner
Roberts	Weatherford
Rhodes	White
Sallas	Whitesides

Absent—Excused

Celaya	Winfree
Daniel	

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain, as follows:

"We thank Thee this morning, our Heavenly Father, for the material blessings of life, for the pleasant associations of this place, and for fellowship in service. Grant to us deeper and better understanding of our great problems, and may it be our joy and privilege to be of real service to Thee and to our State. In Christ's name. Amen."

LEAVE OF ABSENCE GRANTED

The following Member was granted leave of absence on account of important business:

Mr. Winfree for today on motion of Mr. Manford.

COMMUNICATION

The Speaker laid before the House and had read the following communication:

Raymondville, Texas,
February 3rd, 1941.

Hon. Homer Leonard, Speaker of the House, Forty-seventh Legislature, Austin, Texas.

Dear Homer: Mr. E. R. Lindley, Chief Clerk of the House, has for-

warded me a copy of House Simple Resolution Number 51 which was introduced by Hon. Roger A. Knight and adopted by the House of Representatives by a rising vote on January 20th, 1941. This resolution is an expression of sympathy to the family of my father, who died at his home in Leon County on January 11th, 1941.

I wish to express my appreciation to the Members of the House for their thoughtfulness in this connection. We children feel that our father was a real Texan, a citizen of the finest type, and we also feel that we have a heritage which will always be cherished by us and will be held up as a beacon light to guide us in the paths of citizenship.

Having served two terms in the House, I feel that I am somewhat acquainted with many of the problems which confront our lawmaking body. I am sure that the great majority are men of more than average ability and know they will exert their best efforts in attempting to solve the many problems which will confront them. The cooperation of the entire citizenship of the State will be necessary to accomplish this end.

You have my permission to read this letter to the Members of the House, if you so desire.

With kindest regards and best wishes, I am

Very sincerely yours,
R. F. ROBINSON,
Attorney.

HOUSE BILLS ON FIRST READING

The following House bills introduced today were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Stinson:

H. B. No. 263, A bill to be entitled "An Act to amend Article 4742 of Chapter 3, of Title 78, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

Referred to the Committee on Insurance.

By Mr. Stinson:

H. B. No. 264, A bill to be entitled "An Act to amend Article 4733, Chapter 3, Title 78, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

Referred to the Committee on Insurance.

By Mr. Kinard, Mr. Boone, Mr. Anderson, Mr. Bridgers, Mr. Hoyo, Mr. Chambers, Mr. Harris of Dallas, Mr. Hartzog, Mr. Nicholson, Mr. Lowry, Mr. Montgomery, Mr. Howard, Mr. Shell, Mr. Fitzgerald, Mr. Crosthwait, Mr. Heflin, Mr. McAlister, Mr. Brown, Mr. Dickson of Bexar, Mr. Love, Mr. Simpson, Mr. Goodman, Mr. Ridgeway and Mr. Dwyer:

H. B. No. 265, A bill to be entitled "An Act amending Article 2698, R. C. S., providing for the State Superintendent, on recommendation of the Director of School Census, to request the State Board of Education because of public calamity to authorize an increase to cover teacher costs; defining public calamity; limiting amount of scholastic increase to added teachers cost; requiring formal application; presentation of budget; comparison of former census; and requiring a report on increased valuation and added obligations; requiring recommendation of Director of Census and request of the State Superintendent of Public Instruction and approval by the State Board of Education; listing items contained in application for benefits of scholastic increase; providing for adjustments of scholastic census during fiscal year in which emergency occurs; and declaring an emergency."

Referred to the Committee on Education.

By Mr. Clark:

H. B. No. 266, A bill to be entitled "An Act amending Section 9, Chapter 14, of the Acts of the Thirty-seventh Legislature, Special Laws of the First Called Session, Senate Bill No. 79, so as to give compensation to the members of the Board of Equalization of the Mineral Wells

Independent School District; and declaring an emergency."

Referred to the Committee on School Districts.

By Mr. Winfree (by request):

H. B. No. 267, A bill to be entitled "An Act to amend Section 8 of H. B. No. 440, Regular Session, Forty-fifth Legislature, Acts of 1937, Chapter 169, providing for the exemption for prescribing, administering, dispensing or selling at retail certain specified medicinal preparations containing small amounts of certain named drugs so that the same shall provide for the exception from the provisions of said Act the prescriptions, administration and sale at retail of any medicinal preparations containing more than one grain of codeine or any of its salts, subject to certain conditions; and to amend subsection (1) of Section 9 of H. B. No. 440, Regular Session, Forty-fifth Legislature, Acts of 1937, Chapter 169, providing that persons authorized to administer or professionally use narcotic drugs shall keep a record and providing for certain exceptions wherein no record need be kept by such persons of the narcotic drugs so administered, dispensed or professionally used; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

Referred to the Committee on Public Health.

By Mr. Cato, Mr. Senterfitt, Mr. McCann, Mr. Pevehouse, Mr. Allison and Mr. Harris of Hill:

H. B. No. 268, A bill to be entitled "An Act to provide for the establishment of a State Cancer Hospital for the treatment of cancer and allied diseases and shall be known as the Clyde F. Lingo Memorial Hospital for Cancer; and providing herein the Governor of the State of Texas shall appoint a Cancer Commission of three (3) citizens of the State and their appointments shall be four (4) years; and providing herein for the appointment of an Administrator and a staff to conduct said Cancer Hospital; and their appointments shall be for four (4) years; and providing herein for the appointment of

an Advisory Board of nine (9) citizens consisting of one attorney, one civil engineer, one ordained minister, one business manager and five (5) physicians; the Cancer Commission will have power to make rules for conducting the hospital not contrary to the laws of the State of Texas; providing herein for the method of treatment of patients in said hospital and fixing the duties of the County Courts with respect to the admission and payment for said patients, including examination by the Counties of the State and for payment of burial of patient and fixing the compensation of officers, physicians, surgeons, nurses and other employees, and providing herein expenses for persons who accompany patient to and from their place of residence and providing for form of research of patients and for persons trained in the work of following up cases of cancer and precancer; providing for the employment by the Administrator of said Cancer Hospital any nurse attendant necessary for the conducting thereof, and providing herein for a Committee to be appointed by the Governor, and providing herein for the establishment of a laundry building and equipment for the Hospital, appropriated out of the State Treasury, charged to the General Revenue Fund as the General Assembly shall deem necessary to maintain the State Cancer Hospital."

Referred to the Committee on Appropriations.

By Mr. Boone, Mr. Goodman, Mr. Simpson and Mr. Manning:

H. B. No. 269, A bill to be entitled "An Act providing for the payment of delinquent taxes, which are collected in the respective counties by the county assessor-collector of taxes, on real and personal property, in six equal installments for each delinquent year, or less, at the option of the taxpayer, the first payment to be due sixty days after the effective date of this Act, and requiring that each year's delinquency must be paid in not more than six installments within twelve months after the date of the first installment payment; requiring the tax assessor-collector to furnish the tax-

payer with a statement of his delinquent taxes whereupon the taxpayer shall declare the method which he will adopt in the payment of such delinquent taxes and pay to the tax assessor-collector the first installment thereon; providing that penalties and interest be calculated up to the date of the first installment payment after which no additional penalties shall be added except that simple interest at the rate of six per cent on the unpaid portion of delinquent taxes shall be added; providing for the issuance by the tax assessor-collector of a receipt showing each installment payment and the balance due and for the crediting of each payment to the taxpayer's account on the delinquent tax roll; providing for the apportionment of such taxes by the tax assessor-collector; providing that the provision of this Act shall not apply to any political subdivision whose taxes are not assessed and collected by the county tax assessor-collector and providing the method whereby such political subdivision may adopt the provisions of this Act; giving to delinquent taxpayers the benefit of any remission of penalties and interest by the Legislature; requiring the delinquent taxpayer to pay each year's delinquency in chronological order; requiring the tax assessor-collector to advertise in a newspaper of general circulation the methods of payment of delinquent taxes under this Act; providing that the Act shall not affect existing delinquent tax suits; repealing all laws in conflict; providing that if any section or provision of the Act is declared invalid it shall not impair the validity of the remainder; and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

By Mr. Alsop:

H. B. No. 270, A bill to be entitled "An Act amending Article 1287, Title Thirty, Revised Civil Statutes of Texas, 1925, as amended by Acts of the Regular Session Forty-fifth Legislature, page 926, Chapter 443, as amended, Acts of the First Called Session Forty-fifth Legislature, page 1776, Chapter 16; providing a sav-

ing clause; and declaring an emergency."

Referred to the Committee on Agriculture.

By Mr. Reed of Dallas:

H. B. No. 271, A bill to be entitled "An Act making an appropriation for the support and maintenance of the Judiciary of the State of Texas for the biennium beginning September 1, 1941, and ending August 31, 1943; requiring certain fees paid to clerks or officers of all Appellate Courts to be deposited monthly in the State Treasury; prescribing certain rules and restrictions respecting the expenditures of appropriations made herein; suspending all laws in conflict herewith; declaring the invalidity of any portion of this Act shall not affect any other portion; and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Reed of Dallas:

H. B. No. 272, A bill to be entitled "An Act fixing appropriations for educational institutions of higher learning, and declaring the policy thereof; prescribing certain rules and regulations to be followed in determining said appropriations; requiring audits; making appropriations for the support, maintenance, buildings, and improvements of the several State institutions of higher learning for the two fiscal years, beginning September 1, 1941, and ending August 31, 1943, both dates inclusive; and for certain other educational agencies of the State; prescribing certain restrictions concerning the expenditures of said appropriations; containing a saving clause; and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Reed of Dallas:

H. B. No. 273, A bill to be entitled "An Act making appropriations for the support, maintenance and improvement of the Eleemosynary and Reformatory Institutions of the State of Texas for the two-year period beginning September 1, 1941, and ending August 31, 1943; and prescribing certain regulations and

restrictions in respect to the expenditure of said appropriations; and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Reed of Dallas:

H. B. No. 274, A bill to be entitled "An Act making appropriations for the support and maintenance of the executive and administrative departments and agencies of the State Government for the two-year period beginning September 1, 1941, and ending August 31, 1943, and for other purposes; and declaring it unlawful for persons employed in the several departments to engage in political campaigns relating to election or reelection of any candidate or candidates for the head of such department and any public office, and prescribing procedure for removal of such employees; and making it unlawful to use any State-owned automobile in connection with any campaign relating to any measures in which the particular department by which the employee is directly interested and/or in behalf of the election or reelection of any person as the head of such department; and prescribing procedure and penalties for violation of this Act; and prescribing certain other regulations and restrictions in respect to the appropriations made herein, and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Mills and Mr. Carlton:

H. B. No. 275, A bill to be entitled "An Act requiring all railroad companies to equip cabooses with electric lights; providing a penalty; providing that any section, sentence or clause shall be declared invalid, other sections or parts of the Act be not affected."

Referred to the Committee on Common Carriers.

By Mr. Dickson of Nolan:

H. B. No. 276, A bill to be entitled "An Act to prohibit the use in all lakes and streams situated in Nolan County, Texas, all certain devices for catching fish; to limit the size and number of fish to be caught;

to prohibit the taking of any freshwater fish during the months of February, March or April; providing the use of minnow seines of not more than twenty (20) feet in length for the purpose of taking minnows for bait; prohibiting persons other than the owner from entering upon or fishing from rafts, piers or boats; providing a penalty; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Evans:

H. B. No. 277, A bill to be entitled "An Act providing that on or after January 1, 1942, it shall be unlawful for any person or persons to conduct, maintain, or operate an ambulance, unless such ambulance is equipped with a supply of torch flares to be used as warning signals in highway accidents, and unless such ambulance is equipped with a first aid kit and is under the immediate supervision and direction of a person holding a first aid certificate, or a person holding a valid and unrevoked physician's and surgeon's certificate; providing for penalty and enforcement, and for definitions of words used herein; providing that if any part of this Act be declared unconstitutional, the validity of the remainder shall not be affected; and declaring an emergency."

Referred to the Committee on Public Health.

By Mr. Lehman and Mr. Turner:

H. B. No. 278, A bill to be entitled "An Act making an emergency appropriation to the State Health Department out of the general funds in the State Treasury, and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Ridgeway and Mr. Hoyo:

H. B. No. 279, A bill to be entitled "An Act to amend Section 2 of S. B. 575, Acts of the 42nd Legislature, Regular Session, approved April 31, 1931, being an Act to establish a system of public roads and bridges for Bexar County and granting certain powers to the Commissioners' Court of said county with reference

thereto authorizing the Commissioners' Court to hire all necessary road machinery, tools or teams, and by agreement of the parties to apply the rental upon the purchase price thereof in the event the county purchases the same, and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Cato and Mr. Craig:

H. B. No. 280, A bill to be entitled "An Act to protect trade-mark owners, distributors and the general public against injurious and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark, brand, or name, and to facilitate fair trade; defining certain terms; providing a saving clause; repealing all laws or parts of laws inconsistent herewith; providing a title; and declaring an emergency."

Referred to the Committee on Commerce and Manufactures.

By Mr. Shell (by request):

H. B. No. 281, A bill to be entitled "An Act providing for a Resident Hunting License with certain exemptions; a Non-Resident Big Game License, and a Non-Resident Small Game License; providing the price of such licenses; disposition of funds obtained from the sale of such licenses; the penalty for hunting without the required licenses or failing to show same upon demand; repeal of laws now in effect requiring a Resident or Non-Resident License; declaring an emergency and fixing the effective date of this Act."

Referred to the Committee on Game and Fisheries.

By Mr. Shell:

H. B. No. 282, A bill to be entitled "An Act amending Section 1 of an Act known as House Bill No. 965, of the Regular Session of the Forty-sixth Legislature, page 336, (1939), which latter Act creates the Rockport Wildlife Sanctuary, so as to re-define the boundaries of said Sanctuary, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Shell:

H. B. No. 283, A bill to be entitled "An Act amending Article 5739 of the Revised Civil Statutes of Texas of 1925, as amended by Acts 1930, 41st Legislature, 4th Called Session, page 12, Chapter 12, Section 2, said article being a portion of what is commonly known as the Co-operative Marketing Act of Texas, and extending the scope of said Co-operative Marketing Act to cover the marketing of aquatic products, in conformity with existing Federal Law."

Referred to the Committee on Commerce and Manufactures.

By Mr. Alsup and Mr. Morris:

H. B. No. 284, A bill to be entitled "An Act appropriating Seven Million, Three Hundred Eighty-three Thousand and Ninety-four Dollars (\$7,383,094) per year, or so much thereof as may be necessary, for the biennium beginning September 1, 1941, and ending August 31, 1943, for the purpose of promoting public school interest and equalizing the educational opportunities afforded by the State to all children of scholastic age within the State; providing for the allotment and expenditure by the State Superintendent of Public Instruction of such funds under the direction and advice of a Joint Legislative Advisory Committee; providing for the transfer of unexpended balances for the year ending August 31, 1942, to the appropriation for the year ending August 31, 1943; attaching conditions, regulations, and limitations relative to the expenditure of such appropriations; providing that schools with certain scholastic population, schools with certain consolidations, and schools within certain defined areas may be eligible for aid under the terms of this Act under certain limitations; providing that schools within two and one-half (2½) miles of each other should not receive aid; making certain provisions for steel-bodied busses; providing for a teacher-pupil load for schools receiving aid under the provisions of this Act; providing for average daily attendance for schools receiving aid under the provisions of this Act; providing for certain tax levies for schools receiving aid under the pro-

visions of this Act; providing certain salary schedules as set out by the terms of this Act; providing for length of terms of schools receiving aid under the provisions of this Act; providing the method and manner of paying high school tuition and that same shall be paid according to the provisions of House Bill No. 158, General Laws of the Regular Session, Forty-fourth Legislature, as amended; providing a method of paying high school tuition for high school students transferred from Waco State Home and the school district in which the State Training School for Boys is located; making special provision for school districts containing National Forests or University lands; exempting school attended by Alabama Indians in Polk County from tax provisions; providing for a system of transportation aid in Texas and the method and manner of paying for same; providing for the administrative costs of administering this Act and making certain allocations therefor; providing for the powers of the State Superintendent of Public Instruction and the Joint Legislative Advisory Committee relating to the administration of this Act; providing the method and manner of making application for aid and declaring that all applications so made shall be paid only on the basis of budgetary need shown therefor; defining sparsely settled districts; providing the method and manner of disbursing the allocations herein made; providing for certain miscellaneous provisions; providing the method and manner of reducing applications for aid; granting the Joint Legislative Advisory Committee certain other powers and duties; declaring that should any power or duty of said Committee become inoperative or unperformable for any purpose that said duties or powers shall be performed by the State Board of Education; providing for the method and manner of paying certain exceptions to the general law granting salaries, tuition or transportation aid; providing for certain duties of the State Auditor; providing for the method and manner of payment for such services; providing for the payment of the actual necessary expenses of the Committee created herein and that

same shall be paid out of the contingent expense of the Forty-seventh Legislature; repealing all laws or parts of laws in conflict herewith; providing for a saving clause; and declaring an emergency."

Referred to the Committee on Appropriations.

HOUSE JOINT RESOLUTION ON FIRST READING

The following House Joint Resolution was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. King:

H. J. R. No. 12, Proposing an amendment to the Constitution of the State of Texas forbidding the Legislature to enact any laws legalizing betting on horse races, or any other form of gambling.

Referred to the Committee on Constitutional Amendments.

RELATIVE TO HOUSE BILL NO. 57

By unanimous consent of the House, Mr. Allison was granted permission to withdraw his name from House Bill No. 57.

ADDITIONAL SIGNERS OF HOUSE BILL

By unanimous consent of the House, the following Member was authorized to sign bill as coauthor of same, as follows:

Mr. Sharpe: House Bill No. 160.

RELATIVE TO HOUSE BILLS NOS. 29 AND 30

By unanimous consent of the House, permission was granted to amend the caption of House Bill No. 29 to conform to the body of the bill.

By unanimous consent of the House, permission was granted to allow the Engrossing Clerk to insert the words "as amended by Acts of 1931, Forty-second Legislature, Chapter 83, page 125," after the words "Article 5714," and the words "as amended by Acts of 1931, Forty-second Legislature, Chapter 287, page 735," after the words "Articles

5736b and 5736c" in Section 1 and in the caption of House Bill No. 30.

BILLS REREFERRED

Mr. Stinson moved that House Bill No. 122 be withdrawn from the Committee on Judiciary and referred to the Committee on Insurance.

The motion prevailed.

Mr. Bean moved that House Bill No. 146 be withdrawn from the Committee on Appropriations and referred to the Committee on Counties.

The motion prevailed.

MESSAGES FROM THE SENATE

Austin, Texas, February 4, 1941.

Hon. Homer Leonard, Speaker of the House.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 134, A bill to be entitled "An Act providing for the granting and issuance of easements or surface leases to the United States of America by the School Land Board on any island, salt water lake, bay, inlet, or marsh within tidewater limits, etc., and declaring an emergency." (With amendments.)

Respectfully,

BOB BARKER,

Secretary of the Senate.

Austin, Texas, February 5, 1941.

Hon. Homer Leonard, Speaker of the House.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 101, A bill to be entitled "An Act amending House Bill No. 438, Regular Session, 46th Legislature, with reference to the employment of a stenographer or clerk by the County Judge of certain counties so as to make the Act applicable in counties having a population of not more than seven thousand eight hundred (7,800) and not less than seven thousand seven hundred (7,700) and in counties of not more than thirteen thousand two hundred ninety-nine (13,299) and not less than thirteen thousand one hundred

ninety-nine (13,199) inhabitants, etc., and declaring an emergency."

S. B. No. 14, A bill to be entitled "An Act to amend Article 4006, of the Revised Civil Statutes of 1925, as amended by Senate Bill No. 269, page 334, Acts of 1939, Regular Session, 46th Legislature, so as to permit members of families of furloughed, pensioned, and superannuated employees to accept free passes on carrier, etc., and declaring an emergency."

Has adopted

H. C. R. No. 29, Authorizing the Lending by State Highway Department of Guard Wire to Munday Independent School District, Knox County.

H. C. R. No. 27, Authorizing the Lending by State Highway Department of Guard Wire to Burkburnett Independent School District, Wichita County.

Has concurred in House amendments to S. B. No. 36 by the following vote: Yeas, 30; Nays, 0.

Respectfully,

BOB BARKER,

Secretary of the Senate.

SENATE BILLS ON FIRST READING

The following Senate bills received from the Senate today were laid before the House, read severally first time, and referred to the appropriate Committees, as follows:

S. B. No. 101, to the Committee on Counties.

S. B. No. 14, to the Committee on Common Carriers.

PROPOSED AMENDMENT TO HOUSE RULES

Mr. Bray offered the following resolution:

H. S. R. No. 96, Proposed Amendments to the House Rules Relative to Parliamentary Procedure of Appointing Committees.

Whereas, The established rule of Parliamentary Procedure has been for a Speaker of a presiding body to appoint an author of a resolution to chairmanship of an investigating

committee created by said resolution; and

Whereas, The Members of the House of Representatives of the State of Texas are of the opinion that such procedure is based on the sound logic and rationalization that the author of such a resolution is in possession of pertinent and important facts; and

Whereas, Said House of Representatives of said State is of the opinion that any Member proposing an investigating resolution is fired with a zeal and ardor to pursue an investigation to its ultimate conclusion and such author would be the unquenchable spark to perpetuate our American Way of Life and our Democratic System of Government; and

Whereas, The Speaker of the House of Representatives of the Forty-sixth Legislature of the State of Texas so amended such prior parliamentary procedure and precedent as to deny an author of such a resolution place or status on a committee created by such a resolution;

Now, therefore, be it resolved by the House of Representatives of the State of Texas in Regular Session convened, That the Honorable Speaker of the Forty-seventh Legislature of said State be requested and is hereby instructed to adopt the practice and policy of placing an author of such a resolution on the committee created by same.

The resolution was read second time and was referred by the Speaker to the Committee on Rules.

APPOINTMENT OF COMMITTEE TO MAKE CERTAIN INVESTIGATION

In compliance with H. S. R. No. 71, by Mr. Skiles, Providing for Certain Investigation in Regard to Administration of Old Age Assistance, the Speaker announced the appointment of the following committee:

Messrs. McNamara, Chairman; Simpson, Vice Chairman; McMurry, McCann and Helpinstill.

BILLS ORDERED NOT PRINTED

On motion of Mr. Taylor, Senate Bill No. 36 was ordered not printed.

On motion of Mr. Morris, Senate Bill No. 14 was ordered not printed.

SENATE BILL NO. 36 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 36, A bill to be entitled "An Act to authorize and empower the Governor of the State of Texas to lease and demise to the United States the tract of land, known as Camp Hulen, at or near Palacios, Matagorda County, Texas, now owned and held in trust by the State of Texas for the use and benefit of the 36th Division, Texas National Guard, together with such buildings, systems, fixtures, and appurtenances thereon, as he may deem advisable, and declaring an emergency."

The bill was read second time.

Mr. Taylor offered the following committee amendment to the bill:

Amend Senate Bill No. 36 by adding a new paragraph at the end of Section One (1), reading as follows:

"It is further provided, however, that the Governor of the State of Texas shall reserve all oil, gas and other minerals, including the right of ingress and egress; that the premises shall be returned in as good condition or better than they are now; and that any buildings destroyed by fire or otherwise and which are the property of the 36th Division, Texas National Guard of the United States, or any of its components, including enlisted personnel, shall be either replaced or the said 36th Division, Texas National Guard of the United States, shall be reasonably and adequately compensated therefor; that said lease shall be made by the Governor of the State of Texas on a yearly basis, and shall under no conditions extend beyond the period of this emergency or for only so long as the 36th Division, Texas National Guard of the United States, shall remain in Federal Service, which said Division is the owner of said property; that before any renewal lease shall be executed by the Governor of the State of Texas, he shall ascertain and determine as to whether or not an ami-

cable and satisfactory agreement has been reached between the 36th Division, Texas National Guard of the United States, and the United States Government contracting officers relative to the use of the land and buildings owned by the 36th Division, Texas National Guard of the United States, and also four (4) post exchange buildings, the property of the Post Exchange Council, 36th Division, Texas National Guard of the United States, two (2) regimental recreation buildings, and one (1) the property of the personnel of the 142nd Infantry, Texas National Guard of the United States, and the other property of the personnel of the 143rd Infantry, Texas National Guard of the United States."

FITZGERALD.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 36 was then passed to third reading.

SENATE BILL NO. 36 ON THIRD READING

Mr. Taylor moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that Senate Bill No. 36 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—131

Allen	Burkett
Allison	Burnaman
Alsup	Carlton
Anderson	Carrington
Avant	Cato
Bailey	Clark
Baker	Cleveland
Bean	Coker
Bell	Colson, Mrs.
Benton	Connelly
Blankenship	Craig
Boone	Crossley
Brawner	Crothwait
Bray	Davis
Bridgers	Deen
Brown	Dickson of Bexar
Bullock	Dickson of Nolan

Duckett	McCann
Ellis	McDonald
Eubank	McGlasson
Evans	McLellan
Favors	McMurry
Ferguson	McNamara
Files	Manford
Fitzgerald	Markle
Fuchs	Martin
Gandy	Matthews
Garland	Mills
Gilmer	Moore
Goodman	Morgan
Halsey	Morris
Hanna	Morse
Hargis	Murray
Harris of Dallas	Pace
Harris of Hill	Parker
Hartzog	Pevehouse
Heflin	Phillips
Helpinstill	Rampy
Henderson	Reed of Bowie
Hobbs	Reed of Dallas
Howard	Ridgeway
Howington	Roark
Hoyo	Roberts
Huddleston	Rhodes
Huffman	Senterfitt
Hughes	Shell
Humphrey	Simpson
Hutchinson	Skiles
Jones	Smith of Bastrop
Kelly	Smith of Atascosa
Kennedy	Spacek
Kersey	Spangler
Kinard	Stanford
King	Stinson
Klingeman	Stubbs
Knight	Taylor
Lansberry	Thornton
Lehman	Turner
Leyendecker	Vale
Little	Voigt
Lock	Walters
Love	Wattner
Lowry	Weatherford
Lucas	White
Lyle	Whitesides
McAlister	
	Absent
Bruhl	Isaacks
Bundy	Manning
Chambers	Montgomery
Donald	Nicholson
Dove	Price
Dwyer	Sallas
Hardeman	Sharpe
Hileman	
	Absent—Excused
Celaya	Winfree
Daniel	

The Speaker then laid Senate Bill No. 36 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—137

Allen	Harris of Dallas
Allison	Harris of Hill
Alsup	Hartzog
Anderson	Heflin
Avant	Helpinstill
Bailey	Henderson
Baker	Hileman
Bean	Hobbs
Bell	Howard
Benton	Howington
Blankenship	Hoyo
Boone	Huddleston
Brawner	Huffman
Bridgers	Hughes
Brown	Humphrey
Bullock	Hutchinson
Bundy	Isaacks
Burkett	Jones
Burnaman	Kelly
Carlton	Kennedy
Carrington	Kersey
Cato	Kinard
Chambers	King
Clark	Klingeman
Cleveland	Knight
Coker	Lansberry
Colson, Mrs.	Lehman
Connelly	Leyendecker
Craig	Little
Crossley	Lock
Crosthwait	Love
Davis	Lowry
Deen	Lucas
Dickson of Bexar	Lyle
Dickson of Nolan	McAlister
Donald	McCann
Dove	McDonald
Duckett	McGlasson
Ellis	McLellan
Eubank	McMurry
Evans	McNamara
Favors	Manford
Ferguson	Markle
Files	Martin
Fitzgerald	Matthews
Fuchs	Mills
Gandy	Moore
Garland	Morgan
Gilmer	Morris
Goodman	Morse
Halsey	Murray
Hanna	Pace
Hardeman	Parker
Hargis	Pevehouse

Phillips	Spacek
Price	Spangler
Rampy	Stanford
Reed of Bowie	Stinson
Reed of Dallas	Stubbs
Ridgeway	Taylor
Roark	Thornton
Roberts	Turner
Rhodes	Vale
Senterfitt	Walters
Shell	Wattner
Simpson	Weatherford
Skiles	White
Smith of Bastrop	Whitesides
Smith of Atascosa	

Absent

Bray	Nicholson
Bruhl	Sallas
Dwyer	Sharpe
Manning	Voigt
Montgomery	

Absent—Excused

Celaya	Winfree
Daniel	

HOUSE BILL NO. 12 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 12, A bill to be entitled "An Act repealing H. B. No. 26 of the Acts of the Regular Session of the Forty-fourth Legislature; and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 12 ON THIRD READING

Mr. Alsup moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 12 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—138

Allen	Baker
Allison	Bean
Alsup	Bell
Anderson	Benton
Avant	Blankenship
Bailey	Boone

Brawner	Kennedy	Wattner	White
Bray	Kersey	Weatherford	Whitesides
Bridgers	King		
Brown	Klingeman		Absent
Bruhl	Knight	Burnaman	Manning
Bullock	Lansberry	Harris of Hill	Phillips
Bundy	Lehman	Hutchinson	Sallas
Burkett	Leyendecker	Kinard	Smith of Bastrop
Carlton	Little		
Carrington	Lock		Absent—Excused
Cato	Love	Celaya	Winfree
Chambers	Lowry	Daniel	
Clark	Lucas		
Cleveland	Lyle		
Coker	McAlister	The Speaker then laid House Bill	
Colson, Mrs.	McCann	No. 12 before the House on third	
Connelly	McDonald	reading and final passage.	
Craig	McGlasson	The bill was read third time and	
Crossley	McLellan	was passed by the following vote:	
Crosthwait	McMurry	Yeas—134	
Davis	McNamara	Allen	Eubank
Deen	Manford	Allison	Evans
Dickson of Bexar	Markle	Alsup	Favors
Dickson of Nolan	Martin	Anderson	Ferguson
Donald	Matthews	Avant	Files
Dove	Mills	Bailey	Fitzgerald
Duckett	Montgomery	Baker	Fuchs
Dwyer	Moore	Bean	Gandy
Ellis	Morgan	Bell	Garland
Eubank	Morris	Benton	Gilmer
Evans	Morse	Blankenship	Goodman
Favors	Murray	Boone	Halsey
Ferguson	Nicholson	Brawner	Hanna
Files	Pace	Bray	Hardeman
Fitzgerald	Parker	Bridgers	Hargis
Fuchs	Pevehouse	Brown	Harris of Dallas
Gandy	Price	Bruhl	Hartzog
Garland	Rampy	Bullock	Heflin
Gilmer	Reed of Bowie	Bundy	Helpinstill
Goodman	Reed of Dallas	Burkett	Henderson
Halsey	Ridgeway	Carlton	Hileman
Hanna	Roark	Cato	Hobbs
Hardeman	Roberts	Chambers	Howard
Hargis	Rhodes	Clark	Howington
Harris of Dallas	Senterfitt	Cleveland	Hoyo
Hartzog	Sharpe	Coker	Huddleston
Heflin	Shell	Colson, Mrs.	Huffman
Helpinstill	Simpson	Connelly	Hughes
Henderson	Skiles	Craig	Humphrey
Hileman	Smith of Atascosa	Crossley	Jones
Hobbs	Spacek	Crosthwait	Kelly
Howard	Spangler	Davis	Kennedy
Howington	Stanford	Deen	Kersey
Hoyo	Stinson	Dickson of Bexar	Kinard
Huddleston	Stubbs	Dickson of Nolan	King
Huffman	Taylor	Donald	Klingeman
Hughes	Thornton	Dove	Knight
Humphrey	Turner	Duckett	Lansberry
Isaacks	Vale	Dwyer	Lehman
Jones	Voigt	Ellis	Leyendecker
Kelly	Walters		

Little	Price
Lock	Rampy
Love	Reed of Bowie
Lowry	Reed of Dallas
Lucas	Ridgeway
Lyle	Roark
McAlister	Roberts
McCann	Rhodes
McDonald	Senterfitt
McGlasson	Sharpe
McLellan	Shell
McMurry	Simpson
McNamara	Skiles
Manford	Smith of Bastrop
Martin	Smith of Atascosa
Matthews	Spacek
Mills	Spangler
Montgomery	Stinson
Moore	Stubbs
Morgan	Taylor
Morris	Thornton
Morse	Turner
Murray	Voigt
Nicholson	Wattner
Pace	Weatherford
Parker	White
Pevehouse	Whitesides

Absent

Burnaman	Markle
Carrington	Phillips
Harris of Hill	Sallas
Hutchinson	Stanford
Isaacks	Vale
Manning	Walters

Absent—Excused

Celaya	Winfree
Daniel	

HOUSE BILL NO. 138 ON
SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 138, A bill to be entitled "An Act repealing House Bills numbered 945 and 946, enacted by the 46th Legislature of the State of Texas, pertaining to hunting and trapping on inclosed or uninclosed land of another in counties having a population of not less than fifteen thousand one hundred forty-nine (15,149) and not more than fifteen thousand three hundred (15,300) inhabitants according to the last preceding Federal Census; and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 138 ON
THIRD READING

Mr. Kinard moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that House Bill No. 138 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—138

Allen	Fuchs
Allison	Gandy
Alsup	Garland
Anderson	Gilmer
Avant	Goodman
Bailey	Halsey
Baker	Hanna
Bean	Hardeman
Bell	Harris of Dallas
Benton	Harris of Hill
Blankenship	Hartzog
Boone	Heflin
Brawner	Helpinstill
Bray	Henderson
Bridgers	Hileman
Brown	Hobbs
Bruhl	Howard
Bullock	Howington
Bundy	Hoyo
Burkett	Huddleston
Carlton	Huffman
Carrington	Hughes
Cato	Humphrey
Chambers	Isaacks
Clark	Jones
Cleveland	Kelly
Coker	Kennedy
Colson, Mrs.	Kersey
Connelly	Kinard
Craig	King
Crossley	Knight
Crosthwait	Lansberry
Davis	Lehman
Deen	Leyendecker
Dickson of Bexar	Little
Dickson of Nolan	Lock
Donald	Love
Duckett	Lowry
Dwyer	Lucas
Ellis	Lyle
Eubank	McAlister
Evans	McCann
Favors	McDonald
Ferguson	McGlasson
Files	McLellan
Fitzgerald	McMurry

McNamara	Rhodes
Manford	Senterfitt
Markle	Sharpe
Martin	Shell
Matthews	Simpson
Mills	Skiles
Montgomery	Smith of Bastrop
Moore	Smith of Atascosa
Morgan	Spacek
Morris	Spangler
Morse	Stanford
Murray	Stinson
Pace	Stubbs
Parker	Taylor
Pevehouse	Thornton
Phillips	Turner
Price	Vale
Rampy	Voigt
Reed of Bowie	Walters
Reed of Dallas	Wattner
Ridgeway	Weatherford
Roark	White
Roberts	Whitesides

Absent

Burnaman	Klingeman
Dove	Manning
Hargis	Nicholson
Hutchinson	Sallas

Absent—Excused

Celaya	Winfree
Daniel	

The Speaker then laid House Bill No. 138 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—135

Allen	Burnaman
Allison	Carlton
Alsup	Carrington
Anderson	Cato
Avant	Clark
Bailey	Coker
Baker	Colson, Mrs.
Bean	Connelly
Bell	Craig
Benton	Crossley
Blankenship	Crosthwait
Boone	Davis
Brawner	Deen
Bray	Dickson of Bexar
Bridgers	Dickson of Nolan
Brown	Donald
Bruhl	Dove
Bullock	Duckett
Bundy	Dwyer
Burkett	Ellis

Eubank	McMurry
Favors	McNamara
Files	Manford
Fitzgerald	Markle
Fuchs	Martin
Gandy	Matthews
Garland	Mills
Gilmer	Montgomery
Goodman	Moore
Halsey	Morgan
Hanna	Morris
Hardeman	Morse
Hargis	Murray
Harris of Dallas	Pace
Hartzog	Parker
Heflin	Pevehouse
Helpinstill	Phillips
Henderson	Price
Hileman	Rampy
Hobbs	Reed of Bowie
Howard	Reed of Dallas
Howington	Ridgeway
Hoyo	Roark
Huddleston	Roberts
Huffman	Rhodes
Hughes	Senterfitt
Humphrey	Sharpe
Hutchinson	Shell
Jones	Simpson
Kelly	Skiles
Kennedy	Smith of Bastrop
Kersey	Smith of Atascosa
Kinard	Spacek
Klingeman	Spangler
Knight	Stanford
Lansberry	Stinson
Lehman	Stubbs
Leyendecker	Taylor
Lock	Thornton
Love	Turner
Lowry	Vale
Lucas	Voigt
Lyle	Walters
McAlister	Wattner
McCann	Weatherford
McDonald	White
McGlasson	Whitesides
McLellan	

Absent

Chambers	King
Cleveland	Little
Evans	Manning
Ferguson	Nicholson
Harris of Hill	Sallas
Isaacks	

Absent—Excused

Celaya	Winfree
Daniel	

HOUSE BILL NO. 141 ON
SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 141, A bill to be entitled "An Act making it unlawful to kill or attempt to kill deer, bear, fox, or wild turkey or trap or molest same in Liberty County for a period of five years; providing a penalty; repealing all conflicting laws and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 141 ON
THIRD READING

Mr. Kersey moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 141 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—136

Allen	Crossley
Allison	Crosthwait
Alsup	Davis
Anderson	Deen
Avant	Dickson of Bexar
Bailey	Dickson of Nolan
Baker	Donald
Bean	Dove
Bell	Duckett
Benton	Dwyer
Blankenship	Ellis
Boone	Eubank
Brawner	Evans
Bray	Favors
Bridgers	Ferguson
Brown	Fitzgerald
Bruhl	Fuchs
Bullock	Gandy
Bundy	Garland
Burkett	Gilmer
Burnaman	Goodman
Carlton	Hanna
Carrington	Hardeman
Cato	Hargis
Chambers	Harris of Dallas
Clark	Hartzog
Cleveland	Heflin
Coker	Helpinstill
Colson, Mrs.	Henderson
Connelly	Hileman
Craig	Hobbs

Howard
Howington
Hoyo
Huffman
Hughes
Humphrey
Hutchinson
Isaacks
Jones
Kelly
Kennedy
Kersey
Kinard
King
Klingeman
Knight
Lansberry
Lehman
Leyendecker
Lock
Love
Lowry
Lucas
Lyle
McAlister
McCann
McDonald
McGlasson
McLellan
McMurry
McNamara
Manford
Markle
Martin
Matthews
Mills
Montgomery

Moore
Morgan
Morse
Murray
Pace
Parker
Pevehouse
Phillips
Price
Rampy
Reed of Bowie
Reed of Dallas
Ridgeway
Roark
Roberts
Rhodes
Senterfitt
Sharpe
Shell
Simpson
Skiles
Smith of Bastrop
Smith of Atascosa
Spacek
Spangler
Stanford
Stinson
Stubbs
Taylor
Thornton
Turner
Vale
Voigt
Wattner
Weatherford
White
Whitesides

Absent

Files	Manning
Halsey	Morris
Harris of Hill	Nicholson
Huddleston	Sallas
Little	Walters

Absent—Excused

Celaya	Winfree
Daniel	

The Speaker then laid House Bill No. 141 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—135

Allen	Bailey
Allison	Baker
Alsup	Bean
Avant	Bell

Benton	Kelly
Blankenship	Kennedy
Boone	Kersey
Brawner	Kinard
Bray	Klingeman
Bridgers	Knight
Brown	Lansberry
Bruhl	Lehman
Bullock	Leyendecker
Bundy	Little
Burkett	Lock
Burnaman	Love
Carlton	Lowry
Carrington	Lucas
Cato	Lyle
Chambers	McAlister
Clark	McCann
Cleveland	McDonald
Coker	McGlasson
Colson, Mrs.	McMurry
Connelly	McNamara
Craig	Manford
Crossley	Markle
Crosthwait	Martin
Davis	Matthews
Deen	Mills
Dickson of Bexar	Montgomery
Dickson of Nolan	Moore
Donald	Morgan
Dove	Morris
Duckett	Morse
Ellis	Murray
Eubank	Pace
Evans	Parker
Favors	Phillips
Ferguson	Pevehouse
Fitzgerald	Price
Fuchs	Rampy
Gandy	Reed of Bowie
Garland	Reed of Dallas
Gilmer	Ridgeway
Goodman	Roark
Halsey	Roberts
Hanna	Rhodes
Hardeman	Senterfitt
Hargis	Sharpe
Harris of Dallas	Shell
Hartzog	Simpson
Heflin	Skiles
Helpinstill	Smith of Bastrop
Henderson	Smith of Atascosa
Hileman	Spacek
Hobbs	Spangler
Howard	Stanford
Howington	Stinson
Hoyo	Stubbs
Huffman	Taylor
Hughes	Thornton
Humphrey	Turner
Hutchinson	Vale
Isaacks	Voigt
Jones	Wattner

Weatherford	Whitesides
White	

Absent

Anderson	McLellan
Dwyer	Manning
Files	Nicholson
Harris of Hill	Sallas
Huddleston	Walters
King	

Absent—Excused

Celaya	Winfree
Daniel	

HOUSE BILL NO. 142 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 142, A bill to be entitled "An Act making it unlawful to kill or attempt to kill bear, fox or wild turkey or molest same in Hardin County for a period of five years; providing a penalty; repealing all conflicting laws and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 142 ON THIRD READING

Mr. Kersey moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 142 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—142

Allen	Bruhl
Allison	Bullock
Alsup	Bundy
Anderson	Burkett
Avant	Burnaman
Bailey	Carlton
Baker	Carrington
Bean	Cato
Bell	Chambers
Benton	Clark
Blankenship	Cleveland
Boone	Coker
Brawner	Colson, Mrs.
Bray	Connelly
Bridgers	Craig
Brown	Crossley

Crosthwait	Lowry
Davis	Lucas
Deen	Lyle
Dickson of Bexar	McAlister
Dickson of Nolan	McCann
Donald	McDonald
Dove	McGlasson
Duckett	McLellan
Ellis	McMurry
Eubank	McNamara
Evans	Manford
Favors	Markle
Ferguson	Martin
Files	Matthews
Fitzgerald	Mills
Fuchs	Montgomery
Gandy	Moore
Garland	Morgan
Gilmer	Morris
Goodman	Morse
Halsey	Murray
Hanna	Nicholson
Hardeman	Pace
Hargis	Parker
Harris of Dallas	Pevehouse
Harris of Hill	Phillips
Hartzog	Price
Heflin	Rampy
Helpinstill	Reed of Bowie
Henderson	Reed of Dallas
Hileman	Ridgeway
Hobbs	Roark
Howard	Roberts
Howington	Rhodes
Hoyo	Senterfitt
Huddleston	Sharpe
Huffman	Simpson
Hughes	Skiles
Humphrey	Smith of Bastrop
Hutchinson	Smith of Atascosa
Isaacks	Spacek
Jones	Spangler
Kelly	Stanford
Kennedy	Stinson
Kersey	Stubbs
Kinard	Taylor
King	Thornton
Klingeman	Turner
Knight	Vale
Lansberry	Voigt
Lehman	Walters
Leyendecker	Wattner
Little	Weatherford
Lock	White
Love	Whitesides

Absent

Dwyer	Sallas
Manning	Shell

Absent—Excused

Celaya	Winfree
Daniel	

The Speaker then laid House Bill No. 142 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—140

Allison	Hargis
Alsup	Harris of Dallas
Anderson	Harris of Hill
Avant	Hartzog
Bailey	Heflin
Baker	Helpinstill
Bean	Henderson
Beil	Hileman
Benton	Hobbs
Blankenship	Howard
Boone	Howington
Brawner	Hoyo
Bray	Huddleston
Bridgers	Huffman
Brown	Hughes
Bruhl	Humphrey
Bullock	Hutchinson
Bundy	Isaacks
Burkett	Jones
Burnaman	Kelly
Carlton	Kennedy
Carrington	Kersey
Cato	King
Chambers	Klingeman
Clark	Knight
Cleveland	Lansberry
Coker	Lehman
Colson, Mrs.	Leyendecker
Connelly	Little
Craig	Lock
Crossley	Love
Crosthwait	Lowry
Davis	Lucas
Deen	Lyle
Dickson of Bexar	McAlister
Dickson of Nolan	McCann
Donald	McDonald
Dove	McGlasson
Duckett	McLellan
Dwyer	McMurry
Ellis	McNamara
Eubank	Manford
Evans	Markle
Favors	Martin
Ferguson	Matthews
Files	Mills
Fitzgerald	Montgomery
Fuchs	Moore
Gandy	Morgan
Garland	Morris
Goodman	Morse
Halsey	Murray
Hanna	Pace
Hardeman	Parker

Pevehouse	Smith of Atascosa
Phillips	Spacek
Price	Spangler
Rampy	Stanford
Reed of Bowie	Stinson
Reed of Dallas	Stubbs
Ridgeway	Taylor
Roark	Thornton
Roberts	Turner
Rhodes	Vale
Senterfitt	Voigt
Sharpe	Walters
Shell	Wattner
Simpson	Weatherford
Skiles	White
Smith of Bastrop	Whitesides

Absent

Allen	Manning
Gilmer	Nicholson
Kinard	Sallas

Absent—Excused

Celaya	Winfree
Daniel	

HOUSE BILL NO. 143 ON
SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 143, A bill to be entitled "An Act making it unlawful to hunt, take or kill any squirrel except during the months of October, November, and December in Liberty and Hardin Counties; providing for a penalty; repealing all conflicting laws and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 143 ON
THIRD READING

Mr. Kersey moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 143 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—139

Allen	Bailey
Allison	Baker
Alsup	Bean
Avant	Benton

Blankenship	Humphrey
Boone	Hutchinson
Brawner	Isaacks
Bray	Jones
Bridgers	Kelly
Brown	Kennedy
Bruhl	Kersey
Bullock	Kinard
Bundy	King
Burkett	Klingeman
Burnaman	Knight
Carlton	Lansberry
Carrington	Lehman
Cato	Leyendecker
Chambers	Little
Clark	Lock
Cleveland	Love
Coker	Lowry
Colson, Mrs.	Lucas
Connelly	Lyle
Craig	McAlister
Crossley	McCann
Crosthwait	McDonald
Davis	McGlasson
Deen	McLellan
Dickson of Bexar	McMurry
Dickson of Nolan	McNamara
Donald	Manford
Dove	Markle
Duckett	Martin
Dwyer	Matthews
Ellis	Mills
Eubank	Montgomery
Evans	Moore
Favors	Morgan
Ferguson	Morris
Files	Morse
Fitzgerald	Murray
Fuchs	Pace
Gandy	Parker
Garland	Pevehouse
Gilmer	Phillips
Goodman	Price
Halsey	Rampy
Hanna	Reed of Bowie
Hardeman	Reed of Dallas
Hargis	Ridgeway
Harris of Dallas	Roark
Harris of Hill	Roberts
Hartzog	Rhodes
Heflin	Senterfitt
Helpinstill	Sharpe
Henderson	Shell
Hileman	Simpson
Hobbs	Skiles
Howard	Smith of Bastrop
Howington	Smith of Atascosa
Hoyo	Spacek
Huddleston	Spangler
Huffman	Stinson
Hughes	Stubbs

Taylor	Wattner
Thornton	Weatherford
Turner	White
Vale	Whitesides
Walters	

Absent

Anderson	Sallas
Bell	Stanford
Manning	Voigt
Nicholson	

Absent—Excused

Celaya	Winfree
Daniel	

The Speaker then laid House Bill No. 143 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—137

Allen	Ellis
Allison	Eubank
Alsup	Evans
Anderson	Favors
Avant	Ferguson
Bailey	Files
Baker	Fitzgerald
Benton	Fuchs
Boone	Gandy
Brawner	Garland
Bray	Gilmer
Bridgers	Halsey
Brown	Hanna
Bruhl	Hardeman
Bullock	Hargis
Bundy	Harris of Dallas
Burkett	Harris of Hill
Burnaman	Hartzog
Carlton	Heflin
Carrington	Helpinstill
Cato	Henderson
Chambers	Hileman
Clark	Hobbs
Cleveland	Howard
Coker	Howington
Colson, Mrs.	Hoyo
Connelly	Huddleston
Craig	Huffman
Crossley	Hughes
Crosthwait	Humphrey
Davis	Hutchinson
Deen	Isaacks
Dickson of Bexar	Jones
Dickson of Nolan	Kelly
Donald	Kennedy
Dove	Kersey
Duckett	King
Dwyer	Klingeman

Knight	Pevehouse
Lansberry	Phillips
Lehman	Price
Leyendecker	Rampy
Little	Reed of Bowie
Lock	Reed of Dallas
Love	Ridgeway
Lowry	Roark
Lucas	Roberts
Lyle	Rhodes
McAlister	Senterfitt
McCann	Sharpe
McDonald	Shell
McGlasson	Skiles
McLellan	Smith of Bastrop
McMurry	Smith of Atascosa
McNamara	Spacek
Manford	Spangler
Markle	Stanford
Martin	Stinson
Matthews	Stubbs
Mills	Taylor
Montgomery	Thornton
Moore	Vale
Morgan	Voigt
Morris	Walters
Morse	Wattner
Murray	Weatherford
Nicholson	White
Pace	Whitesides
Parker	

Absent

Bean	Manning
Bell	Sallas
Blankenship	Simpson
Goodman	Turner
Kinard	

Absent—Excused

Celaya	Winfree
Daniel	

**SENATE BILL NO. 14 ON
SECOND READING**

Mr. Morris moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that Senate Bill No. 14 be placed on its second reading and passage to third reading, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—135

Allen	Avant
Allison	Bailey
Alsup	Baker
Anderson	Bean

Benton	Kelly
Blankenship	Kennedy
Boone	Kersey
Brawner	Kinard
Bray	Klingeman
Bridgers	Knight
Brown	Lansberry
Bruhl	Lehman
Bullock	Leyendecker
Burkett	Little
Burnaman	Lock
Carlton	Love
Carrington	Lowry
Cato	Lucas
Chambers	Lyle
Clark	McAlister
Cleveland	McCann
Coker	McDonald
Colson, Mrs.	McGlasson
Connelly	McLellan
Craig	McNamara
Crossley	Manford
Crosthwait	Manning
Davis	Markle
Deen	Martin
Dickson of Nolan	Matthews
Donald	Mills
Dove	Montgomery
Duckett	Morgan
Ellis	Morris
Eubank	Morse
Evans	Murray
Favors	Nicholson
Ferguson	Pace
Files	Parker
Fitzgerald	Pevehouse
Fuchs	Phillips
Gandy	Price
Garland	Rampy
Goodman	Reed of Bowie
Halsey	Reed of Dallas
Hanna	Ridgeway
Hardeman	Roark
Hargis	Roberts
Harris of Dallas	Rhodes
Harris of Hill	Senterfitt
Hartzog	Sharpe
Heflin	Simpson
Helpinstill	Skiles
Henderson	Smith of Bastrop
Hileman	Smith of Atascosa
Hobbs	Spacek
Howington	Spangler
Hoyo	Stanford
Huddleston	Stinson
Huffman	Stubbs
Hughes	Taylor
Humphrey	Thornton
Hutchinson	Turner
Isaacks	Vale
Jones	Voigt

Walters	White
Wattner	Whitesides
Weatherford	

Absent

Bell	King
Bundy	McMurry
Dickson of Bexar	Moore
Dwyer	Sallas
Gilmer	Shell
Howard	

Absent—Excused

Celaya	Winfree
Daniel	

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 14, A bill to be entitled "An Act to amend Article 4006, of the Revised Civil Statutes of 1925, as amended by Senate Bill No. 269, page 334, Acts of 1939, Regular Session, 46th Legislature, so as to permit members of families of furloughed, pensioned, and superannuated employees to accept free passes on carrier, etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 14 ON THIRD READING

The Speaker then laid Senate Bill No. 14 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—135

Allen	Burnaman
Allison	Carlton
Alsup	Carrington
Anderson	Cato
Avant	Chambers
Bailey	Clark
Baker	Cleveland
Bean	Coker
Benton	Colson, Mrs.
Blankenship	Connelly
Boone	Craig
Brawner	Crossley
Bray	Crosthwait
Bridgers	Davis
Brown	Deen
Bruhl	Dickson of Nolan
Bullock	Donald
Burkett	Dove

Duckett	McDonald
Ellis	McGlasson
Eubank	McLellan
Evans	McNamara
Favors	Manford
Ferguson	Manning
Files	Markle
Fitzgerald	Martin
Fuchs	Matthews
Gandy	Mills
Garland	Montgomery
Goodman	Morgan
Halsey	Morris
Hanna	Morse
Hardeman	Murray
Hargis	Nicholson
Harris of Dallas	Pace
Harris of Hill	Parker
Hartzog	Pevehouse
Heflin	Phillips
Helpinstill	Price
Henderson	Rampy
Hileman	Reed of Bowie
Hobbs	Reed of Dallas
Howington	Ridgeway
Hoyo	Roark
Huddleston	Roberts
Huffman	Rhodes
Hughes	Senterfitt
Humphrey	Sharpe
Hutchinson	Simpson
Isaacks	Skiles
Jones	Smith of Bastrop
Kelly	Smith of Atascosa
Kennedy	Spacek
Kersey	Spangler
Kinard	Stanford
Klingeman	Stinson
Knight	Stubbs
Lansberry	Taylor
Lehman	Thornton
Leyendecker	Turner
Little	Vale
Lock	Voigt
Love	Walters
Lowry	Wattner
Lucas	Weatherford
Lyle	White
McAlister	Whitesides
McCann	

Absent

Bell	King
Bundy	McMurry
Dickson of Bexar	Moore
Dwyer	Sallas
Gilmer	Shell
Howard	

Absent—Excused

Celaya	Winfree
Daniel	

12—Jour.

BILLS AND RESOLUTIONS
SIGNED BY THE
SPEAKER

The Speaker signed in the presence of the House after giving due notice thereof and their captions had been read severally, the following enrolled bills and resolutions:

S. C. R. No. 4, Memorializing Congress in Regard to Construction of Military Roads.

S. B. No. 75, "An Act to validate the organization and creation of all Junior College Districts and Union Junior College Districts, created in any manner under the provision of the Acts of the 41st Legislature, 1929, page 648, Chapter 290, and under any amendments thereof; validating all proceedings and acts of the County Boards of Education, etc."

S. B. No. 105, "An Act authorizing navigation districts heretofore or hereafter organized, containing municipalities of one hundred thousand population or more, to lease any of their lands or facilities to the United States Government or to any agency thereof, or to any person, firm, or corporation whose activities are connected with, or contribute to, the construction, maintenance, operation, and development of the port and its facilities and of its waterways, or whose activities are connected with commerce and navigation, etc."

ADJOURNMENT

On motion of Mr. Anderson, the House at 11:20 o'clock a. m. adjourned until 10:00 o'clock a. m. tomorrow.

APPENDIX

STANDING COMMITTEE
REPORTS

The following Committees have filed favorable reports on bills, as follows:

Common Carriers: S. B. No. 14.

Military Affairs: S. B. No. 36.

Public Lands and Buildings: H. B. No. 165.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, February 4, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 29, A bill to be entitled "An Act to amend Chapter 5, Title 14, of the Revised Criminal Statutes of Texas of 1925, as amended, by amending Articles 1037 and 1037a relating to weights and measures, and by adding the new Articles numbered as follows: Articles 1037b, 1037c, 1037d, 1037e, 1037f, 1037g, 1037h, 1037i, and 1037j; prohibiting the sale, use, or possession of false weights, measures, or weighing or measuring devices and weights, measures, or weighing or measuring devices which have not been sealed by a weights and measures official; prohibiting the sale and use of devices which have been condemned for repairs; prohibiting the sale of commodities contrary to law; requiring commodities to be sold by weight, measure, or numerical count; regulating the packing and marking of packages and containers; requiring the net quantity of contents of such packages or containers to be plainly and conspicuously marked on the outside of package or container; requiring the name and address of manufacturer, packer, or distributor on packages; providing for certain variations in weight; prohibiting deceptive pack; providing for standard of fill of containers; providing for standards for the sale of butter, bread, milk, meat and meat food products, including poultry; prohibiting misrepresentation of price or quantity of commodity, thing, or service; providing for establishment of rules and regulations, including a standard net weight, net measure, or net numerical count for commodities, products or articles, and including certain exemptions; defining certain terms; providing penalties for the enforcement of the Act; repealing all laws in conflict; including a saving clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 4, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 30, A bill to be entitled "An Act to amend Chapter 7, Title 93, of the Revised Civil Statutes of Texas of 1925, as amended, pertaining to weights and measures, and the Babcock Test for Butterfat, by amending Articles 5714, 5736b, and 5736c, by adding a new article to be numbered 5714a; providing for the promulgation of specifications, tolerances, and regulations for commercial weighing and measuring devices; providing for the approval of pattern for commercial weighing and measuring devices; repealing the penalty in Articles 5714; providing for the licensing of samplers and testers of milk and cream; providing for deposit of fees in State Treasury for enforcement of Act; eliminating substitute tester; reducing penalty provided in Article 5736c; repealing all laws in conflict herewith; including a saving clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 4, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 32, Requesting the Attorney General to institute an Investigation of Prices on Farm Implements and Machinery.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 4, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 140, A bill to be entitled "An Act authorizing the Commissioners Court in certain counties to allow each County Commissioner certain expenses in connection with the performing of the duties as road commissioner in addition to the du-

ties as County Commissioner; providing for the payment of the same; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

In Memory of
Hon. Gustavus Adolphus Atkinson

Mr. Evans offered the following resolution:

H. S. R. No. 97, In Memory of Hon. Gustavus Adolphus Atkinson.

Whereas, The Members of the House of Representatives have learned with sorrow of the passing of one of the former Members of the House, the Honorable Gustavus Adolphus Atkinson, of Sherman, Grayson County, Texas, on November 12, 1939; and

Whereas, Mr. Atkinson began his public career in 1900 as Tax Assessor of Grayson County, serving for four years. In 1907 he accepted a clerkship in the State Land Office where he remained until 1919. After returning to Sherman, Grayson County, Texas, he was elected from the Forty-fourth District to the Thirty-eighth and Thirty-ninth Texas Legislatures, serving faithfully and well. In 1927 he became Assistant Doorkeeper of the House, where he served for twelve years; now, therefore, be it

Resolved, That the Members of the Forty-seventh Legislature express their deep regret and profound sorrow at the passing of this public-spirited, outstanding, and worthy citizen; and be it further

Resolved, That the Chief Clerk of the House be instructed to send a copy of this resolution to Mrs. G. A. Atkinson and other survivors and when the House adjourns today, it do so in honor and respect to the memory of the Honorable G. A. Atkinson.

EVANS,
BENTON,
MORGAN.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Alsup, Anderson, Avant, Bailey, Baker, Bean, Bell, Blankenship, Boone, Brawner, Bray, Bridgers, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carlton, Carrington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Mrs. Colson, Connelly, Craig, Crossley, Crosthwait, Daniel, Davis, Deen, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer, Ellis, Eubank, Favors, Ferguson, Files, Fitzgerald, Fuchs, Gandy, Garland, Gilmer, Goodman, Halsey, Hanna, Hardeman, Hargis, Harris of Dallas, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson, Hileman, Hobbs, Howard, Howington, Hoyo, Huddleston, Huffman, Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy, Kersey, Kinard, King, Klingeman, Knight, Lansberry, Lehman, Leyendecker, Little, Lock, Love, Lowry, Lucas, Lyle, McAlister, McCann, McDonald, McGlasson, McLellan, McNamara, McMurry, Manford, Manning, Markle, Martin, Matthews, Mills, Montgomery, Moore, Morris, Morse, Murray, Nicholson, Pace, Parker, Pevehouse, Phillips, Price, Rampsy, Reed of Bowie, Reed of Dallas, Ridgeway, Roark, Roberts, Rhodes, Sallas, Senterfitt, Sharpe, Shell, Simpson, Skiles, Smith of Bastrop, Smith of Atascosa, Spacek, Spangler, Stanford, Stinson, Stubbs, Taylor, Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White, Whitesides and Winfree.

On the motion of Mr. Chambers the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.